



STATE OF TEXAS §
 §
COUNTY OF HIDALGO §

**AMENDMENT NUMBER ONE
TO PROFESSIONAL SERVICE AGREEMENT BETWEEN
HIDALGO COUNTY, TEXAS AND
PRODIGY CONSTRUCTION MANAGEMENT, L.L.C.**

This **AMENDMENT NUMBER ONE TO THE PROFESSIONAL SERVICE AGREEMENT** is dated the 13th day of October, 2015 by and between **HIDALGO COUNTY** (the "County"), and **Prodigy Construction Management, L.L.C.**, (the "Company");

WHEREAS, Company and County entered into an Agreement dated October 14, 2014 in which the Company agreed to provide construction management services in connection with Law Enforcement/Adult Detention Facilities Repair (the "Agreement")

WHEREAS, due to a change in circumstances the Company and County agreed to modify the scope of services to be provided by the Company for the County under the Agreement with respect to the Law Enforcement/Adult Detention Facilities Repair at the request of the County to include a estimated cost of \$7,500.00 to extend the time frame to coordinate unforeseen mechanical issues as described in Exhibit "A" attached hereto; and

WHEREAS, the parties desire to amend the Agreement as hereinafter provided.

NOW THEREFORE, for and in consideration of the terms and provisions set forth herein, and for other good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, County and Company hereby agree to the following amendments to the Agreement:

1. Article 4.2(a) of the Agreement is hereby deleted in its entirety and the following shall be inserted in lieu thereof:

The Basic Services Compensation to the Construction Manager is a lump sum fee of Ninety thousand and no 00/100 Dollars (\$90,000.00) which includes an hourly cost not to exceed \$7,500.00 per month to coordinate unforeseen mechanical issues.

2. The first and second sentence of Article 5.1 of the Agreement is hereby deleted in their entirety and the following shall be inserted in lieu thereof:

The duration of Basic Services under this Agreement shall begin as of the date this Agreement is executed by all parties and shall terminate no later than December 31, 2015.

3. Except as modified herein, all terms and conditions of the Agreement, as amended, remain in full force and effect. Company and County ratify and confirm the terms and provisions of the Agreement as amended.

EXECUTED IN DUPLICATE ORIGINALS and effective as of the day and year first written above.

HIDALGO COUNTY

Ramon Garcia
Ramon Garcia, County Judge

ATTEST:

Arturo Guajardo Jr.
Arturo Guajardo, Jr., County Clerk

APPROVED BY
COMMISSIONERS' COURT
ON: 10/13/15

Prodigy Construction Management, L.L.C.

Approved as to Form:
ATLAS & HALL, L.L.P.

SLC
By: Stephen L. Crain

Exhibit A

Prodigy Fee Proposal

County – Law Enforcement Adult Detention Re Roofing Project

C-14360-10-14

Estimated Man Hours

	Scope of Service	Consultant –Project Manager	Clerical	Estimated Total hours spent per month
	Extending the ADC/LEC Project time frame and Coordinate unforeseen mechanical issues			
	Coordination weekly meetings with consultants and Owner.			
	Prepare weekly reports and prepare official documents for the owner.			
	Coordinate roof down spouts			
	Coordinate fire smoke dampers			
	RTU-Coordination MEP Sheet M6.0			
	Close-Out Owner change credits and resolve Change proposals			
	Project Close –Out Documents			
		40	25	65
	Estimated Monthly Fee		Total	\$7,500.00

Additional Services Compensation	Master agreement under Article 4.6
Position	Hourly Rate (\$)
Consultant-Project Manager	\$150.00
Clerical	\$60.00

October 13, 2015



**AGENDA
CC REGULAR
HIDALGO COUNTY
COMMISSIONERS COURT MEETING
October 13, 2015
9:30 A.M.**

NOTICE is hereby given in accordance with Chapter 551, Texas Government Code, that a SPECIAL MEETING of the Commissioners' Court will be held at the Edinburg Council Chambers 415 W. University Drive, Edinburg, Hidalgo County, Texas. Discussion and possible action relating to the following business will be transacted:

1. Roll Call

All members of the court were in attendance.

2. Pledge of Allegiance

Judge Garcia led the courtroom in reciting the Pledge of Allegiance.

3. Prayer

Virginia Townsend led everyone in Prayer.

4. Approval of Consent Agenda

The court moved to approved the Consent Agenda.

Court proceeded to Item. 17.A.

5. Open Forum

Virginia Townsend addressed her concerns in relation to county salaries.

Maria De la Luz Salazar expressed her concerns in regards to the incomplete work done on Sioux Road, she mentioned that the roads are a mess.

Fern McClaugherty came before the court to manifest her discontent with the various salary ranges within the county and the car allowance limit.

Commissioner Cuellar stepped away from the meeting.

Opal Billman spoke about the unfair division of her community property, she mentioned that her property was taken away by unrealistic corporations.

Commissioner Cuellar joined the meeting.

Norma Aldape with LUPE organization came to court in representation of many others who implore to be heard and be aided with the passing of DACA and DAPA.

Tiffany Solis representing on behalf of Linebarger Goggan Blair and Sampson, LLP announced the fourth and final presentation in regards to the tax delinquent issue. The event will be held at the Edinburg City Council Chamber, on October 21, 2015 at 5:30p.m.

Martha Salazar publicized the new TV series 'Crazy Ex-girlfriend' were Gabrielle Ruiz a Edinburg, Texas native partake.

vote of approval.

Vote: 3 - 0 - Unanimously

G. Sheriff's Office

1. **AI-51483** Approval to purchase the following vehicle through the County's membership/participation with BuyBoard's awarded vendor, Caldwell Country Chevrolet/Ford (Contract #430-13) in the total amount of \$42,186.00 which includes shipping and a one time administration fee \$400.00/Project #2015-345-MEG.

On motion by COMMISSIONER PCT. 1, A.C. CUELLAR, JR., seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 - Unanimously

2. **AI-51738** Approval of an Amendment No. 1 to the current agreement between Hidalgo County and Prodigy Construction Management, LLC for the "Law Enforcement/Adult Detention Facilities Repair," with subject to legal's final approval. C-14-360-10-14

Ms. Salazar stated that they do not expect for expenditures to exceed \$ 15,000.00. she also explained to Mr. Eufracio that the amendment was not included with the supported documentation because it was placed late in the agenda.

On motion by COMMISSIONER PCT. 1, A.C. CUELLAR, JR., seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU the Court made a UNANIMOUS vote of approval subject to legal review.

Vote: 3 - 0 - Unanimously

20.

Closed Session:

Commissioners' Court may go into Closed Session pursuant to Chapter 551, Texas Government Code, Sections 551.071 & 551.072 to discuss the following:

On motion by COMMISSIONER PCT. 1, A.C. CUELLAR, JR., seconded by COMMISSIONER PCT. 2, EDUARDO "EDDIE" CANTU the Court made a UNANIMOUS vote of approval.

Vote: 3 - 0 - Unanimously

- A. Real Estate Acquisition

No Action taken on this Item.

- B. Pending and/or potential litigation

No Action taken on this Item.

- C. **AI-51766** C-5041-15-I; Tomasa Hoskinson v. Hilario Tallabas and Hidalgo County

No Action taken on this Item.

- D. **AI-51768** Pending/potential litigation - County of Hidalgo v. Volkswagon Group of America Inc., Audi of America LLC. and all other entities liable under the Texas Clean Air Act

No Action taken on this Item.

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HIDALGO COUNTY



Ramon Garcia, County Judge

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ATTEST:



Arturo Guajardo, Jr., County Clerk

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Prodigy Construction Management, L.L.C.

Approved as to Form:
ATLAS & HALL, L.L.P.



By: Stephen L. Crain

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